

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17292 of 2019

Arising Out of PS. Case No.-62 Year-2019 Thana- KISHANGANJ District- Kishanganj

1. Shakti Kumar, Son of Ganga Prasad @ Ganga Lal Basak, R/o village- Bambhola Chowk (Chaupal Basti), P.S.- Bahadurganj, District- Kishanganj
2. Rizul, Son of Sarwan Prasad, R/o village- Bambhola Chowk (Chaupal Basti), P.S.- Bahadurganj, District- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amal Kumar Sinha

For the Opposite Party/s : Mr. Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 27-03-2019 Heard learned counsel for the petitioners and
learned APP for the State.

The petitioners are languishing in custody since 04.02.2019 in a case registered for the offence punishable under Section 30(a) of Bihar Prohibition and Excise Act, 2016.

The prosecution case is that the petitioners were apprehended carrying a bag, from which, 7.200 litres of Indian Made Foreign Liquor were recovered.

It is submitted by learned counsel for the petitioners that the petitioners have falsely been implicated in the present case. A statement has been made in paragraph no. 3 of the petition that the petitioners are not having any criminal antecedent.



Learned APP for the State submits that the recovery has been made from the conscious physical possession of the petitioners and they are named in the FIR.

Considering the quantity of recovery and period under custody, coupled with statement made in paragraph no. 3 of the petition that the petitioners are not having any criminal antecedent, let the above named petitioners be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned **Additional District and Sessions Judge-IIInd-cum-Special Judge (Excise), Kishanganj** in connection with **Kishanganj P.S. Case No.62 of 2019.**

(Dinesh Kumar Singh, J)

Deepak/Rahul/-

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